

ITEM NO. _____

PREPARED BY: Diep Tran

COMMISSIONER _____

APPROVED BY: _____

RESOLUTION APPROVING EXPENDITURE OF FUNDS IN THE AMOUNT NOT TO EXCEED \$200,000.00 FOR AMERICANS WITH DISABILITIES ACT (ADA) UPGRADES IN VARIOUS SHELBY COUNTY GOVERNMENT FACILITIES; AND THIS ITEM REQUIRES EXPENDITURE OF COUNTY CIP FUNDS IN THE AMOUNT OF \$200,000.00 FROM THE FY 2008-2009 BUDGET FOR CIP NUMBER 101710, OFFICE BUILDINGS. SPONSORED BY COMMISSIONER WYATT BUNKER.

WHEREAS, The Americans with Disabilities Act (ADA) of 1990, which went into effect on January 26, 1992, was enacted to protect the civil rights of people with disabilities; and

WHEREAS, All public agencies are required to complete several administrative measures to ensure compliance with the ADA; and

WHEREAS, The ADA requires that Shelby County Government modify, as soon as feasible, any facilities that are determined to be inconsistent with ADA requirements; and

WHEREAS, Inconsistencies with ADA requirements have been identified in various Shelby County Government facilities as outlined in Exhibit A which is incorporated herein by reference; and

WHEREAS, Shelby County Government has been taking steps to comply with the Regulations since the Bill was enacted in 1992, as funds became available for the various projects; and

WHEREAS, Funds are available in CIP Project Number 101710, Office Buildings; and

WHEREAS, It is necessary to appropriate funds in the amount not to exceed \$200,000.00 for these various ADA upgrades as outlined in Exhibit A; and

WHEREAS, Shelby County will perform the upgrades for this Resolution in-house, and contract for specialty services and materials as necessary.

NOW, THEREFORE, BE IT FURTHER RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SHELBY COUNTY, TENNESSEE, That the expenditure of funds in the amount not to exceed \$200,000.00 for ADA upgrades in various Shelby County Government facilities is hereby approved.

BE IT FURTHER RESOLVED, That funds in the amount not to exceed \$200,000.00 be and are hereby appropriated from CIP Project Number 101710, Office Buildings.

BE IT FURTHER RESOLVED, That the County Mayor is hereby authorized to execute any and all documents necessary to the intents of this resolution, executed copies of which documents shall be placed on file in Contracts Administration and Purchasing Department.

BE IT FURTHER RESOLVED, That the County Mayor and the Director of Administration and Finance are authorized to issue their warrant or warrants in an amount not to exceed \$200,000.00 to various vendors for the purposes contained in this resolution and to take proper credit in their accounting therefor.

A C Wharton, Jr.
County Mayor

Date _____

ATTEST:

Clerk of County Commission

ADOPTED _____

SUMMARY

I. Description of Item

The Americans with Disabilities Act (ADA) of 1990, which went into effect on January 26, 1992, was enacted to protect the civil rights of people with disabilities. According to ADA, Shelby County Government is required to modify, as soon as feasible, any facilities that are determined to be inconsistent with ADA requirements. Support Services has identified several facilities as outlined in Exhibit A that have compliance issues with ADA. This resolution is part of a multi-year approach toward achieving ADA compliance in all SCG facilities. ADA upgrades funded by this resolution will be in the Shelby County Administration Building and the Shelby County Office Building. It is necessary to appropriate funds in the amount not to exceed \$200,000.00 to fund the various ADA upgrades scheduled for FY 2008-2009.

II. Source and Amount of Funding

A. Amount Expended/Budget Line Item

FY 2008-2009 CIP PROJECT NO. 101710, OFFICE BUILDINGS

Original Allocation	\$1,100,000.00
Prior Appropriations – Other Resolutions	(0.00)
Pending Appropriations – Other Resolutions	<u>(0.00)</u>
Unappropriated Balance	\$1,100,000.00
This Appropriation	<u>(200,000.00)</u>
Unappropriated Balance, if Approved	<u>\$900,000.00</u>

B. All Costs (Direct/Indirect)

160 N. Main – 1st Floor restrooms	\$50,000.00
157 Poplar – 1st Floor restrooms	<u>\$150,000.00</u>
Total Projected Expense	<u>\$200,000.00</u>

C. Additional or Subsequent Obligations or Expenses of Shelby County

None.

III. Contract Items

Contracts for materials and certain specialty services will be executed on an as-needed basis for items and services which are unavailable in-house.

IV. Additional Information Relevant to Approval of this Item

Administration recommends approval of this Resolution.

EXHIBIT A

ADA UPGRADES

160 N. Main – 1st Floor restrooms	\$50,000.00
157 Poplar – 1st Floor restrooms	<u>\$150,000.00</u>
Total Projected Expense	<u>\$200,000.00</u>

Note: In the event that the total expenses for the above-referenced projects are less than preliminary estimates, the Administration reserves the right to redirect residual funds to address ADA upgrades in other County facilities.